

IN THE CLAIMS

Please amend the claims as follows:

1-61. (Cancelled)

62. (Currently Amended) A content data updating system including a host device, ~~and~~ a terminal device, and a portable reproducing apparatus connected to the terminal device, the host device comprising:

a host communication unit configured to communicate with the terminal device;

a storage unit configured to store a plurality of the content data and a corresponding plurality of associated data, each of the associated data being attached to a corresponding content data; and

a control unit configured (1) to identify a plurality of requested content data based on a user request sent from the terminal device, and (2) to control sending of the plurality of requested content data together with the associated data of the plurality of the requested content data to the terminal device, and

the terminal device including

a terminal communication unit configured to communicate with the host device; and

a terminal control unit configured (1) to cause the terminal communication unit to send the request to the host device based on user input, (2) to cause the terminal communication unit to receive the plurality of requested content data together with the plurality of the associated data, (3) to determine whether each of the plurality of the requested content data is new content data, after the terminal communication unit receives the plurality of requested content data, by checking the corresponding associated data sent by the control

unit of the host device, and (4) to control updating of a storage of the terminal device so that only the new content data, as determined by the results of the checking, is stored into the terminal device, wherein the terminal control unit is configured to cause the terminal communication unit to send the request to the host device in response to the portable reproducing apparatus being connected to the terminal device.

63. (Cancelled)

64. (Cancelled)

65. (Currently Amended) The content data updating system of claim [[63]] 62, wherein the portable reproducing apparatus comprises:

a portable communication unit configured to communicate with the host device directly;

a portable control unit configured to control the portable communication unit to download the new content data.

66. (Currently Amended) The content data updating system of claim [[63]] 62, wherein the storage of the terminal device ~~further comprises a terminal storage unit~~ is configured to store a copy of the new content data before the portable reproducing apparatus stores the new content data.

67. (Previously Presented) The content data updating system of claim 62, wherein one of the new content data is reproduced while other new content data are downloaded.

68. (Previously Presented) The content data updating system of claim 62, wherein the content data is one of audio data and video data.

69. (Previously Presented) The content data updating system according to claim 62, wherein said terminal communication unit generates the request including data specifying an intention of the user to make payment and sends the generated information to said host communication unit.

70. (Previously Presented) The content data updating system according to claim 69, wherein said host communication unit switches a sending mode to said terminal communication unit for data identified by said control unit based on data specifying the intention of the user to make payment sent from the terminal communication unit.

71. (Previously Presented) The content data updating system according to claim 70, wherein said host communication unit switches the sending mode to the terminal communication unit based on data specifying the intention of the user to make payment sent from the terminal communication unit when the data identified by said control unit is data newly stored in said storage unit.

72. (Previously Presented) The content data updating system according to claim 71, wherein said host communication unit sends to said terminal communication unit data newly stored in said storage unit with a same data quality as a data quality in sending other data stored in said storage unit when the data specifying the intention of the user to make payments for the request sent from the terminal communication unit indicates that the user is willing to make the payments.

73. (Previously Presented) The content data updating system according to claim 72, wherein said host communication unit sends to said terminal communication unit data newly stored in said storage unit with a data quality lower than a data quality in sending other data stored in said storage unit when the data specifying the intention of the user to make payments for the request sent from the terminal communication unit indicates that the user is not willing to make the payments.

74. (Previously Presented) The content data updating system according to claim 62, wherein said terminal communication unit generates the request including genre designation information and sends the generated information to said host communication unit.

75. (Previously Presented) The content data updating system according to claim 74, wherein said terminal communication unit, when reproducing data stored in the storage of the terminal device, reproduces the data in a same playback state as a playback state for reproducing data other than the data newly stored in said storage unit when the user is willing to make a payment.

76. (Previously Presented) The content data updating system according to claim 75, wherein said terminal communication unit, when reproducing data stored in the storage of the terminal device, sends information concerning the payment to said host communication unit when the user is willing to make the payment.

77. (Previously Presented) The content data updating system according to claim 76, wherein said host communication unit performs accounting based on accounting information sent from said terminal communication unit.

78. (Previously Presented) The content data updating system according to claim 75, wherein said host communication unit sends to said terminal communication unit data specifying that an accounting has come to a close and appends accounting data specifying that the accounting has come to a close for data for playback stored in the storage of the terminal device.

79. (Previously Presented) The content data updating system according to claim 78, wherein said terminal communication unit switches the playback state of data stored in the storage of the terminal device based on the data specifying that the accounting has come to a close.

80. (Previously Presented) The content data updating system according to claim 75, wherein said terminal communication unit discontinues the playback state while reproducing data stored in the storage of the terminal device when the user has no intention to make the payment.

81. (Previously Presented) The content data updating system according to claim 74, wherein said host communication unit sends to the control unit the request from the user containing the genre designation information sent from the terminal communication unit, and wherein said control unit identifies data stored in said storage unit based on the request

containing the genre designation information and sends the identified data to the terminal communication unit.

82. (Previously Presented) The content data updating system according to claim 62, wherein said control unit identifies said new content that is data that has been put on sale or publicized only recently.

83. (Previously Presented) The content data updating system according to claim 82, wherein said control unit identifies said new content data that is data received within a preset time period from a date on which the data has been put on sale or publicized.

84. (Currently Amended) A terminal device of a content data updating system that includes a portable reproducing apparatus connected to the terminal device and a host device, the host device including a storage unit configured to store a plurality of the content data and a corresponding plurality of associated data, each of the associated data being attached to a corresponding content data, and a control unit configured to identify a plurality of requested content data based on a user request sent from the terminal device, and to control sending of the associated data of the plurality of the requested content data to the terminal device, the terminal device comprising:

a terminal communication unit configured to communicate with the host device; and

a terminal control unit configured (1) to cause the terminal communication unit to send the request to the host device based on user input, (2) to cause the terminal communication unit to receive the plurality of requested content data together with the plurality of the associated data, (3) to determine whether each of the plurality of the requested content data is new content data, after the terminal communication unit receives the plurality

of requested content data, by checking the corresponding associated data sent by the control unit of the host device, and (4) to control updating of a storage of the terminal device so that only the new content data, as determined by the results of the checking, is stored into the terminal device, wherein the terminal control unit is configured to cause the terminal communication unit to send the request to the host device in response to the portable reproducing apparatus being connected to the terminal device.

85. (Currently Amended) A method implemented by a terminal device of a content data updating system that includes a host device, and a portable reproducing apparatus connected to the terminal device, comprising:

sending, to the host device, a user request for content in response to the portable reproducing apparatus being connected to the terminal device;

receiving, from the host device in response to the sending of the user request, a plurality of the content data [[and a]] together with corresponding plurality of associated data, each of the associated data being attached to a corresponding content data received from the host device;

determining whether each of the plurality of the requested content data is new content data, after receiving the plurality of the requested content data, by checking the corresponding associated data received from the host device; and

controlling updating of a storage of the terminal device so that only the new content data, as determined by the results of the determining step, is stored into the terminal device.